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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA  
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9 United States of America,

10 Plaintiff

11 v.

12 Robert Kane et al.,

13 Defendants  
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Case No.: 2:13-cr-250-JAD-VCF

**Order Denying Motion for Reconsideration of  
Magistrate Judge's Order Denying Motion to  
Modify Conditions of Pre-Trial Release  
[Doc. 118]**

15 Robert Coleman is one of six defendants in this criminal-conspiracy action. On July 1, 2014,  
16 Coleman and four of his codefendants filed a motion seeking modification of their pretrial-release  
17 conditions.<sup>1</sup> Their four-page motion argued that, because they faced a “patchwork” of different  
18 conditions on their associations with each other, they should be allowed uniform restrictions bringing  
19 them “up to the highest level of association prohibition.”<sup>2</sup> Magistrate Judge Hoffman noted that “[i]t  
20 is not unusual for co-defendants in a criminal case to have different conditions of release.”<sup>3</sup> He  
21 denied Coleman’s motion on September 10, 2014, because Coleman failed to provide any legal  
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25 <sup>1</sup> Doc. 110.

26 <sup>2</sup> *Id.* at 2–3.

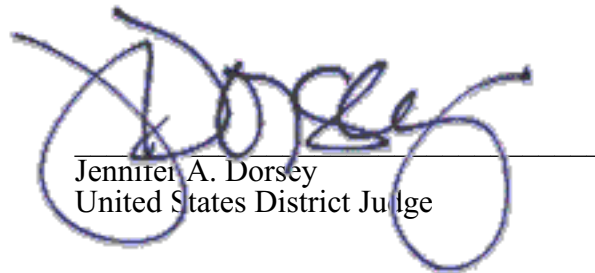
27 <sup>3</sup> Doc. 115 at 3.  
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rationale for modification beyond baldly citing 18 U.S.C. § 3142(c)(1)(B).<sup>4</sup>

Coleman now timely appeals from the Magistrate Judge's decision.<sup>5</sup> This motion is even shorter than Coleman's original motion for modification of his pretrial-release conditions; at three pages it, too, fails to cite any legal authority beyond "18 U.S.C. § 3142(e)(B)."<sup>6</sup> And while Coleman argues that Magistrate Judge Hoffman's order is "clearly erroneous," he continues merely arguing that the "patchwork of conditions is in no way justified."<sup>7</sup> He provides no new legal arguments. I do not find any basis in either § 3142(e)(1)(B) or § 3142(e)(2)(B), or indeed, anywhere else in § 3142 to modify Coleman's release conditions. And there is nothing inherently problematic with Coleman and his codefendants receiving different pretrial-release conditions.

Accordingly, it is hereby ORDERED that defendant Robert Coleman's motion for review and appeal from order denying motion to modify conditions of pre-trial release **[Doc. 118] is DENIED.**

DATED October 21, 2014.



Jennifer A. Dorsey  
United States District Judge

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<sup>4</sup> *Id.* at 2–3; *cf.* Doc. 110 at 4. Three different magistrate judges ruled on the moving defendants' requests for modification because each of these magistrate judges set the various defendants' original pretrial-release conditions. *See* Docs. 115, 116, 119.

<sup>5</sup> Doc. 118.

<sup>6</sup> *Id.* at 2.

<sup>7</sup> *Id.* at 1–2.